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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONOS, INC.,
Plaintiff and Counter-defendant,
v.
GOOGLE LLC,
Defendant and Counter-claimant.

Case No. 3:20-cv-06754-WHA

Consolidated with
Case No. 3:21-cv-07559-WHA

**DECLARATION OF ELIZABETH
MOULTON IN SUPPORT OF JOINT
STIPULATION EXTENDING TIME FOR
SONOS, INC. TO OBJECT TO GOOGLE
LLC'S BILL OF COSTS**

Judge: Hon. William Alsup

1 I, Elizabeth Moulton, declare as follows and would so testify under oath if called upon to
2 do so:

3 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel
4 of record to Sonos, Inc. (“Sonos”) in the above-captioned matter. I am a member in good standing
5 of the Bar of the State of California. I make this declaration based on my personal knowledge,
6 unless otherwise noted. If called, I can and will testify competently to the matters set forth herein.

7 2. I make this declaration in support of Sonos’s and Google LLC’s (“Google”)
8 (collectively, “Parties”) Joint Stipulation and [Proposed] Order Extending Time For Sonos, Inc.
9 To Object To Google LLC’s Bill Of Costs.

10 3. On November 17, 2023, Sonos asked if Google if it would stipulate to an
11 extension for Sonos to file any objections to Google’s bill of costs until December 1, 2023.

12 4. On November 19, 2023, Google indicated it was amenable to such an extension.

13 5. This extension will allow the parties sufficient time to meet and confer in an
14 attempt to reach agreement on the bill of costs without motion practice before the Court.

15 6. Sonos has never sought an extension to file any objections to Google’s bill of
16 costs.

17 7. With respect to Civil L.R. 6-3(a)(5), I am aware of the following previous
18 modifications to the case schedule based on my review of the docket:

- 19 a. On March 12, 2022, the Parties stipulated to an extension of Google’s deadline to
20 answer or move to dismiss Sonos’s counterclaims to seven days after the Court’s
order on Google’s motion to dismiss in the related case. Dkt. 156.
- 21 b. On May 18, 2022, the Court vacated the initial patent showdown trial date and set
22 the trial for October 3, 2022. Dkt. 269.
- 23 c. On May 4, 2022, the Court granted the Parties’ stipulated request to extend the
mediation deadline to accommodate their preferred mediator’s schedule. Dkt. 245.
- 24 d. On July 15, 2022, the Court granted the Parties’ stipulated request to extend expert
25 pretrial deadlines for the patent showdown trial. Dkt. 304.
- 26 e. On August 22, 2022, the Court granted the parties’ stipulated request to extend the
expert discovery deadline for the patent showdown trial. Dkt. 328.
- 27 f. On November 14, 2022, the Court granted the Parties’ stipulated request to extend
28 expert report and discovery deadlines. Dkt. 402.

- g. On December 7, 2022, the Court granted the Parties' stipulated request to extend the deadline for Google's Opposition to Sonos's Motion for Leave to Amend Infringement Contentions Pursuant to Patent L.R. 3-6. Dkt. 417.
- h. On December 22, 2022, the Court granted the Parties' stipulated request to extend the deadline for Expert Discovery, Expert Reports, and Dispositive Motions. Dkt. 434.
- i. On January 4, 2023, the Court advanced the trial date from May 10, 2023 to May 8, 2023. Dkt. 444.
- j. On January 27, 2023, the Court granted the Parties' stipulated request to extend the close of fact discovery to accommodate the Parties' expert witnesses' schedules. Dkt. 460.
- k. On March 9, 2023, the Court granted the Parties' stipulated request for an order setting a schedule for pretrial deadlines. Dkt. 547.
- l. On June 7, 2023, the Court granted the Parties' joint stipulation extending time for filing bill of costs. Dkt. 811.
- m. On July 30, 2023, the Court granted Google's administrative motion to extend the deadlines for its new omnibus motion to seal and the parties' refilings of all material they no longer seek to seal. Dkt. 850.
- n. On October 21, 2023, the Court granted Google's unopposed administrative motion to extend the deadline for its motion for attorneys' fees pursuant to 28 U.S.C. § 285 and bill of costs. Dkt. 872.
- o. On October 27, 2023, the Court granted the Parties' joint stipulation extending the time for Google to file a motion for attorneys fees pursuant to 28 U.S.C. § 285 until 30 days after any appellate review in this in this case. Dkt. 874.

I declare under penalty of perjury under the law of the United States of America that the foregoing is true and correct to the best of my knowledge. Executed this 21st day of November, 2023 in Zephyr Cove, Nevada.

/s/ Elizabeth Moulton

Elizabeth Moulton